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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re original application of:

Applicants : Arnulf I. Simmon and Brett Donahue  
Serial No. : 09/821,747  
Filed : March 29, 2001  
Title of Invention : PORTABLE WIRELESS DATA TERMINAL HAVING AN  
EVENT-DRIVEN TOUCH-SCREEN ENABLED GRAPHICAL  
USER INTERFACE AND OPERABLY COUPLED TO A  
COMPUTER AND DATABASE VIA A WIRELESS  
COMMUNICATIONS CHANNEL  
Attorney Docket : 108-102USAND0  
Examiner : not yet assigned  
Group Art Unit : 2123

Honorable Commissioner of Patents  
and Trademarks  
Washington, DC 20231

**DECLARATION ACCOMPANYING TRANSMITTAL OF SUBSTITUTE  
SPECIFICATION AND REPLACEMENT DRAWINGS UNDER C.F.R. 1.125**

Sir:

I hereby declare that the Substitute Specification and Seventeen (17) Sheets of Replacement Drawings transmitted herewith for filing in the above-referenced Application contains no new matter, in accordance with 35 U.S.C. Section 132. The Substitute Specification submitted herewith includes changes outlined in the Preliminary Amendment submitted on July 11, 2001.

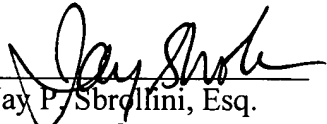
The undersigned declares further that all statements made herein are of his own knowledge, are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.





Respectfully submitted,

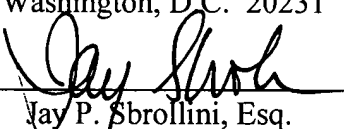
Dated: September 26, 2001

  
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Jay P. Sbrodini, Esq.  
Date: September 26, 2001